GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Police – Disciplinary action against Sri V. Subbarayudu, ASI 1007 (f) Bhimavaram I town PS of West Godavari (now Retired) – Charges held Proved -Imposition of the penalty of 5% (five percent) cut in pension for period of one year and treat the period of suspension from 23.02.2008 to 04.02.2009 as "Not on duty" – Orders – Issued.

HOME (SER.II) DEPARTMENT

G.O.RT.No. 232 **Dated: 20-03-2017**

Read the following:-

1. From the Director General of Police, A.P. Hyderabad, Rc.No.4510/Appeal-3/2011, Dt.24.07.2012.
2. Govt., Memo No.22970/Ser.II/A2/2012, Dt.18.04.2013.
3. From the Director General of Police, AP, Hyderabad Rc.No. 4510/T1/2011, Dt01.04.2016.
4. Govt. Letter No. 22970/Ser.II/A1/2015, Dt.18.01.2017.
5. From the Secretary, APPSC, Hyderabad, Lr.No.183/DC&C/1/2017, dated 17.02.2017.

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ORDER:

In the letter 1st read above, the Director General of Police, A.P., Hyderabad, has stated that Sri V. Subbarayudu, ASI 1007, formerly Bhimavaram I Town P.S. of West Godavari District (retired on 30-6-2010), were handed up on a major charge for the following delinquency:-

> "For conducting perfunctory investigation in the case in Cr.No.49/2006 u/s 324 IPC of Bhimavaram I Town P.S. by not altering the Section of Law to 302 IPC and in allowing the complaint and the accused to compromise themselves before the Hon'ble Court which ultimately resulted in acquittal of the above case".

2. The Director General of Police, Andhra Pradesh, Hyderabad has stated that the Superintendent of Police (Admn), East Godavari District, Kakinada, who was appointed as an Enquiry Officer to conduct the O.E. held the charge against the Charged Officer Sri V. Subbarayudu, ASI of Police 1007 as **proved.**

3. He has further stated that the disciplinary authority i.e, D.I.G Eluru Range, Eluru, agreed with the findings of the E.O. holding the charge against the Charged Officer Sri V. Subbarayudu, ASI 1007 (retired) as 'proved'. A copy of the minutes was supplied to the Charged Officer and his further written statement of defence was obtained. The Charged Officer denied the charges and requested to exonerate him from the charge, as none of the key prosecution witness deposed against him and that it is unfair to find fault with him for the alleged perfunctory investigation when the final investigation was carried out and decided by the S.I. of Police, Bhimavaram I Town P.S.

4. The Director General of Police, Andhra Pradesh, Hyderabad has also stated that the D.I.G., Eluru Range, Eluru, while agreeing with the findings of the E.O., proposed 5% cut in pension for a period of one year, treating the suspension period from 23-2-2008 to 4-2-2009 as "not on duty". Since, the Charged Officer has retired from service on superannuation on 30-6-2010, before completion of the disciplinary proceedings, the case has been referred to the Government for taking further action under Rule 9 of A.P. Revised Pension Rules, 1980.

5. Government after examining the entire matter with reference to the records made available provisionally decided to impose the punishment of 5%

(five percent) cut in pension for a period of One year, duly treating the period of suspension from 23.02.2008 to 04.02.2009 as "Not on duty" under

Rule 9 of A.P. Revised Pension Rules, 1980. Accordingly, a show cause notice was issued to the charged officer vide reference 2nd read above and he has submitted his explanation vide reference 3rd read above.

6. After careful examination of the explanation of the individual, Government have decided to confirm the provisional decision of 5% (five percent) cut in pension for a period of One year, duly treating the period of suspension from 15.08.2012 to 02.10.2012 as "Not on duty" against Sri V. Subbarayudu, ASI 1007 (retired) under Rule 9 of A.P. Revised Pension Rules, 1980., for the charges held proved against him. The matter was referred to the A.P. Public Service Commission for their concurrence on punishment proposed.

7. The A.P. Public Service Commission, in the letter 5th read above, have agreed with the proposal of the Government.

8. Therefore, Government after careful examination of the matter and after taking into consideration the reply given by the individual hereby impose the punishment of 5% (five percent) cut in pension for a period of one year, duly treating the period of suspension from 23.02.2008 to 04.02.2009 as "Not on duty" against Sri V. Subbarayudu, ASI 1007 (f) Bhimavaram I town PS of West Godavari (retired). A copy of the reference 5th read above is communicated to the individual concerned, as per Rule 23 of APCS (CC&A) Rules, 1991.

9. The Director General of Police, A.P., Hyderabad, is requested to take necessary further action in the matter accordingly. The original records received through the letter 1st read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P., Hyderabad. (with records)
Copy to:-
The individual concerned. (through the D.G.P., A.P., Hyderabad)
The Secretary, A.P. Public Service Commission, Hyderabad.
The Accountant General of Andhra Pradesh, Hyderabad.
The Director of Treasuries & Accounts, A.P. Hyderabad.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER